

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

In re:	§	Chapter 11
	§	
GULF COAST TRANSPORT, INC., <i>et al.</i> ,	§	Case No. 09-31896-SGJ -11
	§	
Debtors.	§	Jointly Administered

**STIPULATION AND AGREED ORDER TOLLING  
DEADLINE FOR COMMITTEE TO INITIATE SUIT**

**STIPULATION**

This Stipulation is entered into by and between the following parties (collectively, the “Parties”): (i) the Official Committee of Unsecured Creditors of GC Logistics, Inc. (the “Committee”); and (ii) Marquette Transportation Finance, Inc. (“Marquette”).

1. On May 1, 2009, the Court entered its *Final Order: (i) Approving Stipulation and Agreement Regarding Debtors’ Emergency Motion for Post-Petition Financing and Use of Cash Collateral; (ii) Granting Liens and Security Interests Pursuant to 11 U.S.C. § 364(c); and (iii) Authorizing Use of Cash Collateral* [docket no. 125] (the “Final CC Order”).

2. Among other things, the Final CC Order establishes a deadline of August 7, 2009 for any party-in-interest in this bankruptcy case, including the Committee, to assert a challenge to the validity, extent, perfection, and priority of any of Marquette’s prepetition liens and claims, or to assert affirmative causes of action against Marquette (the “Filing Deadline”).

3. Marquette has produced documents to the Committee pursuant to prior agreed order entered by the Court, which documents the Committee is in the process of reviewing. This review, together with the Parties’ intention to continue their dialogue geared towards a potential resolution of issues that may exist between them, led the Parties to agree to extend the Filing Deadline through September 9, 2009.

4. The Parties, agreeing to a further extension of the Filing Deadline, hereby agree and stipulate that the Filing Deadline is extended through to and including October 30, 2009.

**ORDER**

The Court, having considered the above Stipulation, and incorporating its definitions, it is hereby:

**ORDERED** that the Stipulation is **APPROVED**; it is further

**ORDERED** that the Filing Deadline for the Committee is **EXTENDED** through to and including October 30, 2009.

**### END OF ORDER ###**

**AGREED AS TO FORM AND SUBSTANCE**

**MUNSCH HARDT KOPF & HARR, P.C.**

**CARRINGTON, COLEMAN, SLOMAN  
& BLUMENTHAL, L.L.P**

By: /s/ Davor Rukavina

Kevin M. Lippman  
Texas Bar No. 00784479  
Davor Rukavina, Esq.  
Texas Bar No. 24030781  
3800 Lincoln Plaza  
500 N. Akard Street  
Dallas, Texas 75201  
Telephone: (214) 855-7500  
Facsimile: (214) 978-5359

By: /s/ J. Michael Sutherland (w/ permission)

J. Michael Sutherland  
Texas Bar No. 19524200  
901 Main Street  
Suite 5500  
Dallas, Texas 75202  
Telephone: (214) 855-3000  
Facsimile: (214) 855-1333

**ATTORNEYS FOR THE OFFICIAL  
COMMITTEE OF UNSECURED  
CREDITORS OF GC LOGISTICS, INC.**

**ATTORNEYS FOR MARQUETTE  
TRANSPORTATION FINANCE, INC.**